

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Serial No. : 09/356,532 Applicant : Elliot Kolodner

Filed : 7-19-99

Examiner : Dustin Nguyen

TC/A.U. : 2154

Docket No. : UK919980093US1

Confirmation No. : 7951 Customer No. : 34,663

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

## TERMINAL DISCLAIMER TO OBVIATE A NON-STATUTORY DOUBLE PATENTING REJECTION OVER AN ISSUED U.S. PATENT

Sir:

Assignee, International Business Machines Corporation, is the owner of the entire interest in the above-identified application and <u>U.S. Patent No. 6,757,891</u>, entitled "Method and System for Reducing the Computing Overhead Associated with Thread Local Objects." Assignee hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. §§ 154-156 and 173 as shortened by any terminal disclaimer filed prior to the grant of U.S. Patent No. <u>6,757,891</u>, or any continuation thereof under 37 C.F.R. § 1.53(b). Assignee hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and U.S. Patent No. <u>6,757,891</u> are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

PTO/SB/17 (10-03)
Approved for use through 07/31/2006. OMB 0651-0032
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE
perwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

## **TRANSMITTAL** for FY 2004

Effective 10/01/2003. Patent fees are subject to annual revision.

Applicant claims small entity status. See 37 CFR 1.27

(\$) 110.00**TOTAL AMOUNT OF PAYMENT** 

Complete if Known					
Application Number	09/356532				
Filing Date	7-19-1999				
First Named Inventor	Kolodner				
Examiner Name	Nguyen				
Art Unit	2154				
Attorney Docket No.	UK19980093US1				

METHOD OF PAYMENT (check all that apply)			FEE CALCULATION (continued)						
Check Credit card Money Other None 3.				3. ADDITIONAL FEES					
Deposit A	Large Entity   Small Entity								
Deposit				Fee Code		Fee Code	Fee (\$)	Fee Description	Fee Paid
Account Number	50-0510			1051	130	2051		Surcharge - late filing fee or oath	T CC T AIG
Deposit	IBM Wate	on Research Cntr		1052	50	2052		Surcharge - late provisional filing fee or	
Account Name IBM Watson Research Cntr		4052	420	1053		cover sheet Non-English specification			
The Director is authorized to: (check all that apply)		1053 1812	130 2.520	1812		For filing a request for ex parte reexamination			
✓ Charge fee(s) indicated below ✓ Credit any overpayments		1804	920*	1804	•	Requesting publication of SIR prior to			
Charge any additional fee(s) or any underpayment of fee(s)		1001	020			Examiner action	$\vdash$		
Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.		1805	1,840*	1805	1,840*	Requesting publication of SIR after Examiner action			
10 1110 000 10 10	FEE CALCULATION		1251	110	2251	55	Extension for reply within first month		
1. BASIC FI		ALVOLATION		1252	420	2252	210	Extension for reply within second month	<b>—</b> —
Large Entity S		•		1253	950	2253	475	Extension for reply within third month	
Fee Fee		Fee Description	Fee Paid	1254	1,480	2254	740	Extension for reply within fourth month	
	2001 385	Utility filing fee		1255	2,010	2255	1,005	Extension for reply within fifth month	$\vdash$
	2002 170	Design filing fee	<b>—</b>	1401	330	2401	165	Notice of Appeal	
1003 530	2003 265	Plant filing fee	$\vdash$	1402	330	2402	165	Filing a brief in support of an appeal	
1004 770	2004 385	Reissue filing fee		1403	290	2403	145	Request for oral hearing	<b> </b>
1005 160	2005 80	Provisional filing fee		1451	1,510	1451	1,510	Petition to institute a public use proceeding	
1	s	SUBTOTAL (1) (\$)		1452	110	2452	55	Petition to revive - unavoidable	
2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE			1,330	2453		Petition to revive - unintentional			
Z. EXTRA C		Fee fro	m		1,330	2501		Utility issue fee (or reissue)	
Total Claims	-20*	Extra Claims below	Fee Paid	1502	480	2502		Design issue fee	
Independent	-30		i	1503 1460	640 130	2503 1460		Plant issue fee Petitions to the Commissioner	
Claims Multiple Depen				1807	50	1807			
Large Entity	Smali Entity							Processing fee under 37 CFR 1.17(q) Submission of Information Disclosure Stmt	
Fee Fee	Fee Fee	Fee Description		1806	180	1806		Recording each patent assignment per	
Code (\$) 1202 18	Code (\$) 2202 9	Claims in excess of 20		8021	40	802		property (times number of properties)	
1202 16	2202 8		excess of 3	1809	770	2809	385	Filing a submission after final rejection (37 CFR 1.129(a))	
1203 290	2203 145	Multiple dependent clai	m, if not paid	1810	770	2810	385	For each additional invention to be examined (37 CFR 1.129(b))	
1204 86	2204 43	** Reissue independen over original patent	t claims	1801	770	2801	385	Request for Continued Examination (RCE)	
1205 18	2205 9		cess of 20	1802	900	1802	900	Request for expedited examination	
		and over original pate						of a design application	110
	SUE	STOTAL (2) (\$)					_	1814 \$110	<u> </u>
**or number previously paid, if greater; For Reissues, see above *Reduced by Basic Filing Fee Paid SUBTOTAL (3) (\$) 110									

SUBMITTED BY				(Complet	e (if applicable))
Name (Print/Type)	Michael J. Buchenhorner	Registration No. 33,162		Telephone 305-374-8500	
Signature	michael & Bucha	-hu-		Date	Nov. 16, 2004

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.